



## STATE BOARD OF EQUALIZATION

20 N STREET, SACRAMENTO, CALIFORNIA  
(P.O. BOX 1799, SACRAMENTO, CALIFORNIA 95808)

(916) 445-4982

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First District, San Francisco

IRIS SANKEY  
Second District, San Diego

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Third District, San Rafael

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Fourth District, Pasadena

KENNETH CORY  
Controller, Sacramento

DOUGLAS D. BELL  
Executive Secretary

September 22, 1978

No. 78/168

TO COUNTY ASSESSORS:

SUMMARY OF PROPOSED LEGISLATION NUMBER 34

In compliance with your Legislative Committee's proposal that you be informed of the various property tax bills and amendments being proposed in the State Legislature, we submit to you those measures introduced or amended recently that have reached our office.

We are including only those bills or constitutional amendments that we feel are of importance to you as an assessor. Bills concerning the functions of the tax collector, auditor, and other county or special district officials will usually be excluded.

Copies of bills and amendments introduced may be obtained by placing orders with the Legislative Bill Room (State Capitol, Room 1149, Sacramento, 95814).

SIGNED BY THE GOVERNOR

<u>Bill Number</u>	<u>Chapter Number</u>	<u>Date Signed</u>	<u>Effective Date</u>
AB 2204	654	September 8, 1978	January 1, 1979

An act relating to the validation of certain acts with regard to property taxation of taxing agencies and revenue districts and of their officers.

Annually in the past, the Legislature has enacted legislation validating various technical or procedural errors or omissions in the functions of taxing agencies and revenue districts.

This bill would similarly validate such actions.

<u>Bill Number</u>	<u>Chapter Number</u>	<u>Date Signed</u>	<u>Effective Date</u>
AB 3409	636	September 8, 1978	January 1, 1979

An act to amend Sections 1623 and 1626 of the Revenue and Taxation Code, relating to taxation.

Existing law provides that the term of office of members of assessment appeals boards begin on the first Monday in June, except in counties of the first class where such terms begin on the first Monday in September.

This bill would provide that the terms begin on the first Monday in September in all counties, that members continue to serve until their successors take office, and that a member whose term has expired may continue to serve for up to 60 days with respect to matters on which the hearing had commenced prior to the expiration of the member's term.

SIGNED BY THE GOVERNOR (Contd.)

<u>Bill Number</u>	<u>Chapter Number</u>	<u>Date Signed</u>	<u>Effective Date</u>
SB 1650	728	September 11, 1978	Immediately

An act relating to filing maps and plats, and declaring the urgency thereof, to take effect immediately.

(1) Under existing law, local governmental agencies which are created or have had boundary changes must file a map or plat of the new boundaries with the State Board of Equalization by January 1st in order to impose assessments or property taxes for the ensuing fiscal year.

This bill would permit a community service district to impose taxes or assessments for the 1978-1979 fiscal year if such map or plat is filed with the State Board of Equalization on or before January 20, 1978.

(2) Under existing law, state funds are continuously appropriated to compensate local governmental entities for property tax revenue lost by reason of the homeowners' property tax exemption and the partial exemption for business inventories.

This bill, by enabling community service districts to impose property taxes a year early, would have the effect of increasing these existing continuous appropriations for such year.

(3) This bill would disclaim liability for reimbursement of local agency costs under Section 2231 of the Revenue and Taxation Code for a specified reason.

(4) Existing provisions of the law relating to the implementation of Article XIII A of the California Constitution (Proposition 13 on the June 6, 1978 ballot) provide that local agencies, as defined, formed after January 1, 1976, shall be considered school districts for the purpose of provisions relating to the allocation of tax revenues by the county auditor. In making such allocation to school districts, the amount of property tax revenue received by school districts and the county superintendent of schools in the 1977-78 fiscal year is considered whereas, with respect to allocations to local agencies other than a school district, a county superintendent of schools, or a community college district, the amount of property tax revenue received in the 3 fiscal years prior to the 1978-79 fiscal year is considered.

This bill would, with a specified exception, expressly provide that a city or special district formed after December 1, 1976, shall be treated as a local agency, rather than a school district, for the purposes of such allocation provisions and shall be assumed to have levied during the 3 fiscal years prior to the 1978-79 fiscal year tax rates equal to 2/3 of its maximum rate for the 1978-79 fiscal year which would have been permitted pursuant to specified provisions of the law prior to being amended by Chapter 292 of the Statutes of 1978.

(5) The bill would take effect immediately as an urgency statute.

<u>Bill Number</u>	<u>Chapter Number</u>	<u>Date Signed</u>	<u>Effective Date</u>
SB 1706	737	September 11, 1978	January 1, 1979

An act to add Section 402.9 to the Revenue and Taxation Code, relating to taxation.

Existing provisions of law provide that, unless otherwise provided in the Constitution, all property is taxable and shall be assessed at the

September 22, 1978

SIGNED BY THE GOVERNOR (Contd.)SB 1706 - (Contd.)

same percentage of fair market value, and further requires that all property so assessed shall be taxed in proportion to its full value.

This bill would prohibit the assessor from considering as income certain subsidy payments made by the federal government to a lender on such property when valuing property for persons of low and moderate income which is financed under Section 236 of the federal National Housing Act.

This bill would specify that there shall be no reimbursement of local governments for tax revenue losses resulting from this act, or for costs incurred pursuant to this act, for a specified reason.

<u>Bill Number</u>	<u>Chapter Number</u>	<u>Date Signed</u>	<u>Effective Date</u>
SB 1752	732	September 11, 1978	January 1, 1979

An act to amend Sections 469, 533, 534, 1605, 4831, 4986, 5096, and 5097 of the Revenue and Taxation Code, relating to taxation.

Under existing law, if property subject to property taxation has not been assessed or has been undervalued for assessment purposes, such property is subject to an escape assessment, subjecting it to taxation.

This bill would require the review, equalization and adjustment of the assessment of all property on the business premises where property is subject to an escape assessment, unless such property has been equalized, and would provide for the refund of any overpayment of taxes which have been determined in such review to have been incorrectly assessed.

This bill would provide that there shall be no appropriation in this bill to reimburse local agencies for costs incurred by them in the initial fiscal year pursuant to this act, for a specified reason.

<u>Bill Number</u>	<u>Chapter Number</u>	<u>Date Signed</u>	<u>Effective Date</u>
SB 1822	740	September 11, 1978	January 1, 1979

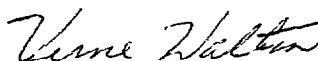
An act to amend Section 5151 of the Revenue and Taxation Code, relating to taxation.

Under existing Property Tax Law, interest at the rate of 6% per year is paid on property taxes which are refunded to the taxpayer under specified conditions.

This bill would provide that interest at the rate of 6% per year is required to be paid on property taxes refunded as a consequence of an assessor's clerical error.

This bill would provide that notwithstanding Sections 2231 and 2234 of the Revenue and Taxation Code, there shall be no reimbursement nor appropriation made by this bill for a specified reason nor shall there be any claims made by local agencies to the State Board of Control for costs incurred pursuant to this bill.

Sincerely,



Verne Walton, Chief  
Assessment Standards Division

VW:sk  
Enclosures